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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: DuBois & WalkerPeach
Serial No.: 09/594,065
Filed: June 14, 2000
Entitled: "COMPOSITIONS, METHODS AND
KITS FOR HERPES SIMPLEX VIRUS
TYPE 1 AND 2 NUCLEIC ACID
DETECTION"



Attorney Docket No.: 25436/1280

Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent, please find the following documents:

1. Certificate of Express Mailing;
2. Executed Small Entity Statement;
3. Return Post Card.

The Assistant Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085.

Respectfully submitted,

10/6/00
Date

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Box Assignment
Washington, D.C. 20231

CERTIFICATE OF EXPRESS MAILING

I hereby certify that the papers attached hereto are being deposited with the United States Postal Service using "Express Mail to Addressee" service, **Express Mail No. EL591995263US** on this date, **October 6, 2000**, postage prepaid, under 37 C.F.R. §1.10 in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

Kathleen M. Williams, Ph.D

Name of Person Mailing Paper

A handwritten signature in black ink, appearing to read "Kathleen M. Williams", written over a horizontal line.

Signature of Person Mailing Paper

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant or Patentee: Cindy WalkerPeach and Dwight DuBois

Serial No.: 09/594,065

Filed: June 14, 2000

Entitled: Compositions, Methods and Kits for Herpes Simplex Virus Type 1 and 2 Nucleic Acid Detection

Attorney Docket No.: 25436/1280



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(d) AND 1.27(d)) -SMALL BUSINESS CONCERN**

I hereby declare that I am an official empowered to act on behalf of the small business concern identified below:

Name of Organization: **Stratagene**

Address of Organization: **11011 North Torrey Pines Road
La Jolla, CA 92037**

I hereby declare that the small business concern identified above qualifies as a small business concern as defined in 37 C.F.R. § 1.9(d) for purposes of paying reduced fees under § 41(a) and (b) of Title 35, United States Code, with regard to the invention entitled

Compositions, Methods and Kits for Herpes Simplex Virus Type 1 and 2 Nucleic Acid Detection

by inventor(s) Cindy WalkerPeach and Dwight DuBois
described in

- ☒ the specification filed herewith
☐ Application Serial No. _____, filed _____
☐ Patent No. _____, issued _____

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern with regard to the above-identified invention.

If the rights held by the above identified small business concern are not exclusive, each individual concern or organization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR § 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR § 1.9(d), or a nonprofit organization under 37 CFR § 1.9(e).

Ronni L. Sherman

NAME OF PERSON SIGNING

Executive Vice President & General Counsel

TITLE IN ORGANIZATION

STRATAGENE

11011 North Torrey Pines Road, La Jolla, CA 92037

COMPANY

Ronni S.

SIGNATURE

9/18/00

DATE

